

### **AMENDMENTS TO THE SPECIFICATION**

Please replace the paragraph beginning on page 2, line 5, and ending on page 2, line 11, with the following replacement paragraph:

Furthermore, strictly speaking, in a case of identifying the CD or the DVD, or in a case of identifying the CD-R or the DVD-R, since they are different in ~~truck~~ track pitch and etc. described above, change of a wavelength of a laser beam is required, and therefore, in the above-described prior art, it is impossible to accurately identify the disk. In addition, the above-described prior art is for a media different in truck pitch, and does not correspond to the disk such as DVD+R, DVD-R and etc. which are the same in track pitch and reflectivity.

Please replace the paragraph beginning on page 5, line 2, and ending on page 5, line 3, with the following replacement paragraph:

The recording surface of the ~~disk~~ disk 22 is alternately formed with a convex land track and a concave groove track (see Figure 4).